

DET113089

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

WILLIAM SIM SPENCER, ex. rel.,  
RICHARD ALLEN McBRAYER, MDOC #235965,  
Relator-Petitioner,

vs.

Case:5:18-cv-11186  
Judge: Levy, Judith E.  
MJ: Patti, Anthony P.  
Filed: 04-13-2018 At 03:56 PM  
HC SPENCER V. BUSH (NA)

JEREMY BUSH, WARDEN,  
Respondent.

PETITION FOR WRIT OF HABEAS CORPUS  
ON BEHALF OF A PERSON IN STATE CUSTODY – 28 USC § 2254

Now Comes the Relator, WILLIAM SIM SPENCER, in propria persona and on behalf of  
RICHARD ALLEN McBRAYER, MDOC # 235965 says:

1. Relator files this Petition in behalf of a person in custody<sup>1</sup> pursuant to the judgment of a State court on the ground that the prisoner is in custody in violation of the Constitution or laws or treaties of the United States.<sup>2</sup>

---

<sup>1</sup> 33 F.R.D. 363, 384

Both subdivision (c) and the annexed form require a legibly handwritten or typewritten petition. As required by 28 U.S.C. §2242, the petition must be signed and sworn to by the petitioner (or someone acting in his behalf).

<sup>2</sup> 28 USC § 2254. State custody; remedies in Federal courts

(a) The Supreme Court, a Justice thereof, a circuit judge, or a district court shall entertain an application for a writ of habeas corpus in behalf of a person in custody pursuant to the judgment of a State court only on the ground that he is in custody in violation of the Constitution or laws or treaties of the United States.

(b)(1) An application for a writ of habeas corpus on behalf of a person in custody pursuant to the judgment of a State court shall not be granted unless it appears that-

(A) the applicant has exhausted the remedies available in the courts of the State; or

2. RICHARD ALLEN McBRAYER, MDOC # 235965 is a Michigan parolee who has successfully completed over two years of parole without committing a single act of misconduct, yet his parole was overturned by the Macomb County Circuit Court after a late application to appeal the parole was filed.
3. JEREMY BUSH is Warden and keeper of the key that restrains RICHARD ALLEN McBRAYER at Charles Egeler Reception & Guidance Center (RGC), 38855 Cooper Street, Jackson, MI 49201-7547, (517) 780-5600.
4. Circumstances exist that render remedies available in the courts of the State ineffective to protect the rights of the applicant.
5. The adjudication of the claim in the courts of the State resulted in a decision that was contrary to, or involved an unreasonable application of, clearly established Federal law, as determined by the Supreme Court of the United States.

---

(B)(i) there is an absence of available State corrective process; or

(ii) circumstances exist that render such process ineffective to protect the rights of the applicant.

(2) An application for a writ of habeas corpus may be denied on the merits, notwithstanding the failure of the applicant to exhaust the remedies available in the courts of the State.

(3) A State shall not be deemed to have waived the exhaustion requirement or be estopped from reliance upon the requirement unless the State, through counsel, expressly waives the requirement.

(c) An applicant shall not be deemed to have exhausted the remedies available in the courts of the State, within the meaning of this section, if he has the right under the law of the State to raise, by any available procedure, the question presented.

(d) An application for a writ of habeas corpus on behalf of a person in custody pursuant to the judgment of a State court shall not be granted with respect to any claim that was adjudicated on the merits in State court proceedings unless the adjudication of the claim-

(1) resulted in a decision that was contrary to, or involved an unreasonable application of, clearly established Federal law, as determined by the Supreme Court of the United States; or

(2) resulted in a decision that was based on an unreasonable determination of the facts in light of the evidence presented in the State court proceeding

6. The adjudication of the claim in the courts of the State resulted in a decision that was based on an unreasonable determination of the facts in light of the evidence presented in the State court proceeding.
7. Mr. McBrayer, after completing over two years of parole and becoming manager of a charity-run halfway house, helping numerous parolees reintegrate into society with accolades from his parole officer, was arrested last week on 04/04/2018 and remanded into the custody of the department of corrections because on that same day the Michigan Supreme Court denied certiorari on appeal from the judicial reversal of the parole board's decision to parole Mr. McBrayer. A copy of the Michigan Supreme Court Order is attached as exhibit 1.
8. The parole board decision to grant parole to Mr. McBrayer issued in August of 2015.
9. Mr. McBrayer was paroled on 01/05/2016. A copy of the Parole Board Case Summary Report is attached as exhibit 2.
10. Almost one year after parole had been granted, and 5 months after Mr. McBrayer had been paroled, TIFFANY HENDERSON filed a delayed application for leave to appeal the parole board decision on 05/09/2016. A copy of the relevant register of actions is attached as exhibit 3.
11. A copy of the final judgment of the Macomb County Court has been ordered and will be sent to the Court as soon as it is received.
12. MCR 7.105 (A) requires that an appeal from a parole board decision must be filed within 21 days after parole is granted.

13. TIFFANY HENDERSON claimed that she had not received notice of Mr. McBrayer's parole, however, testimony by MDOC officials as well as MDOC records show that in fact notice was twice sent to TIFFANY HENDERSON.<sup>3</sup>
14. There was and continues to be a radical defect in the jurisdiction of the courts of the State due to the failure of TIFFANY HENDERSON (*Appellant in the state-court action*) to timely file an appeal from the decision of the parole board to grant Mr. McBrayer a parole.<sup>4</sup>
15. The restraint of Mr. McBrayer's liberty based on an adjudication premised on a radical defect in the jurisdiction of the State court violates Mr. McBrayer's rights under the Due Process Clause of the Fourteenth Amendment to the Constitution for the United States of America.
16. It is well established that jurisdictional challenges, such as made here, may be made at any time.<sup>5</sup>
17. Relator has already submitted to the MDOC his Request Under the Freedom of Information Act for documentation in support of this Petition and will provide the proofs as soon as they are received by Relator.

---

<sup>3</sup> See affidavit of Richard McBrayer and attachments thereto.

<sup>4</sup> MCR RULE 7.105 APPLICATION FOR LEAVE TO APPEAL

(A) Time Requirements. An application for leave to appeal must be filed with the clerk of the circuit court within:

- (1) 21 days or the time allowed by statute after entry of the judgment, order, or decision appealed, or
- (2) 21 days after the entry of an order denying a motion for new trial, a motion for rehearing or reconsideration, or a motion for other relief from the judgment, order, or decision if the motion was filed within:
  - (a) the initial 21-day period, or
  - (b) such further time as the trial court or agency may have allowed during that 21-day period.

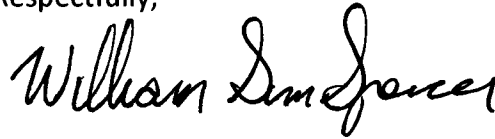
<sup>5</sup> See, e.g., *In re Hatcher*, 443 Mich. 426, 438 (1993) (A party may attack subject-matter jurisdiction at any time, and a proven lack of subject-matter jurisdiction renders a judgment void).

18. RICHARD ALLEN McBRAYER, who is not able to provide his notarized affidavit in support of this Petition before it is submitted to the Court - - *due to intake procedures at the department of corrections*, reserves the right to append and incorporate herein by reference his notarized affidavit to support the allegations herein made as soon as possible.

RELIEF REQUESTED

FOR ALL THESE REASONS, Relator, on behalf of RICHARD ALLEN McBRAYER – MDOC # 235965, asks that this Petition for Habeas Corpus be GRANTED.

Respectfully,

A handwritten signature in black ink that reads "William Sim Spencer". The signature is written in a cursive, flowing style.

William Sim Spencer  
Relator - In propria persona  
15283 Wallin Road  
Thompsonville, MI 49683  
(231) 970-0810  
williamsimspencer@gmail.com

Dated: 11 April 2018.

# Order

April 3, 2018

156613

**Michigan Supreme Court  
Lansing, Michigan**

Stephen J. Markman,  
Chief Justice

Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein  
Kurtis T. Wilder  
Elizabeth T. Clement,  
Justices

---

*In re* Parole of RICHARD McBRAYER.

---

T. H.,  
Appellee,

v

SC: 156613  
COA: 336084  
Macomb CC: 2016-001586-AP

RICHARD McBRAYER,  
Appellee,

and

MICHIGAN PAROLE BOARD,  
Intervenor-Appellant.

---

On order of the Court, the application for leave to appeal the August 29, 2017 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.

VIVIANO, J., not participating due to a familial relationship with the presiding circuit court judge in this case.



s0326

I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

April 3, 2018

Clerk

EXHIBIT 1

08/18/2016

## Case Summary Report

SECTION 2 - Page 1 of 1

RE: Prisoner MCBRAYER, RICHARD A235965

8/2015

Final Vote:

Parole

24 Months

FD 01/05/2016

Special Conditions For Parole:

- 1.11 You must register as required by the Michigan Sex Offenders Registration Act and comply with all of the requirements of that act. You must provide a completed copy of the Michigan Sex Offenders Registration form to your field agent on your first in-person report following vacating your residence, any address change, address verification, or change in your status with an institution of higher education. At each address change or verification period, you must present your Michigan Operator's License, Chauffeur's License, or Personal Identification Card to the field agent at your first in-person contact.
- 1.12 You must not own, possess, or use any computer or any device capable of connecting to the Internet either directly or indirectly through a third party provider or reside in any residence in which these are present unless you first obtain written permission from the field agent.
- 1.13 You must not use any telephone numbers or telephone services which are sexually oriented.
- 1.14 You must not enter topless bars, or places where there is exotic dancing, stripping, simulation of sexual acts, or where public nudity is a source of entertainment.
- 1.2 You must not have verbal, written, electronic, or physical contact with any individual age 17 or under or attempt to do so either directly or through another person, unless you are with an adult responsible for that individual and have first obtained written permission from the field agent.
- 1.4 You must not purchase, possess or use sexually stimulating materials of any kind, or sexually stimulating materials as defined by your relapse prevention plan, therapist or counselor, and/or the field agent. You must not enter places where sexually explicit or stimulating materials are sold or used.
- 1.5 You must complete sex offender treatment or other treatment when you are referred by the field agent.
- 1.6 You must not reside, work, or loiter within a student safety zone defined as 1,000 feet of school property (developmental kindergarten through 12th grade school) unless you meet a statutory exemption.
- 2.1 You must complete an outpatient or residential substance abuse or re-entry program when you are referred by the field agent.
- 3.5 You must waive confidentiality and allow any treatment program that you are required to attend to disclose information to the field agent.
- 4.16 You must obey all court orders.
- 4.19 You must submit to Global Positioning System monitoring and comply with all requirements of the system as directed by the field agent or managing law enforcement agency. You must also comply with the requirements of any other systems of Electronic Monitoring if so ordered during the term of supervision. You must pay for the cost of your monitoring and any loss of or damage to monitoring equipment at rates established by the Michigan Department of Corrections.
- 4.5 You must not have verbal, written, electronic, or physical contact with, either directly or through another person and you must not be within 500 feet of their residence, school, or place of employment. STACEY DALE OR TIFFANY MIKESELL

Reason Summary:

ABIGAIL CALLEJAS

EXHIBIT  
2

16-001586-AP

Case Type	AP-PAROLE BOARD DECISIONS	Action:	APPLICATION FOR LEAVE TO APPEAL FILED
Case Status:	Closed	Status Date:	05/09/2016
File Date:	05/09/2016	Case Judge:	VIVIANO, KATHRYN A
DCM Track:		Next Event:	

All Information   Docket   Party   Event   Financial   Receipt   Disposition

**Docket Information**

Date	Description	Docket Text	Amount Owed	Amount Due
05/09/2016	ENTRY FEE	ENTRY FEE Receipt: 888454 Date: 05/09/2016	\$150.00	\$0.00
05/09/2016	ELECTRONIC FILING SYSTEM FEE - CIVIL	ELECTRONIC FILING SYSTEM FEE - CIVIL Receipt: 888454 Date: 05/09/2016	\$25.00	\$0.00
05/09/2016	APPLICATION FOR LEAVE TO APPEAL	DELAYED APPLICATION FOR LEAVE TO APPEAL PAROLE BOARD DECISION WITH LETTER ATTACHED ***ORAL ARGUMENT REQUESTED***		
05/09/2016	MOTION:	EMERGENCY MOTION AND AFFIDAVIT FOR TEMPORARY STAY OF PAROL ORDER		
05/09/2016	DOCUMENT FILED:	STATEMENT OF NO TRANSCRIPT		
05/09/2016	PROOF OF SERVICE	PROOF OF SERVICE		
05/09/2016	MISCELLANEOUS MOTION HEARING SCHEDULED	MISCELLANEOUS MOTION HEARING SCHEDULED Event: MISCELLANEOUS MOTION HEARING Date: 05/23/2016 Time: 8:30 am Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  ANGE MTN FOR STAY OF PAROLE ORDER  Result: MOTION HEARING ADJOURNED		
05/09/2016	REQUEST FOR HEARING ON A MOTION; NOTICE OF HEARING	REQUEST FOR HEARING ON A MOTION; NOTICE OF HEARING		
05/09/2016	CASE PLACED ON E-FILING STATUS PER ADMINISTRATIVE ORDER 2010-6	CASE PLACED ON E-FILING STATUS PER ADMINISTRATIVE ORDER 2010-6		
05/20/2016	NOTICE OF INTENT TO DISMISS APPEAL	NOTICE OF INTENT TO DISMISS APPEAL (N) NOTICE OF INTENT TO DISMISS APPEAL Sent on: 05/20/2016 14:46:04.01		
05/23/2016	MOTION HEARING ADJOURNED	MOTION HEARING ADJOURNED TO 6/6/16 AT 8:30AM PER ATTY ANGE The following event: MISCELLANEOUS MOTION HEARING scheduled for 05/23/2016 at 8:30 am has been resulted as follows:  Result: MOTION HEARING ADJOURNED Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR		
05/23/2016	MISCELLANEOUS MOTION HEARING SCHEDULED	MISCELLANEOUS MOTION HEARING SCHEDULED The following event: MISCELLANEOUS MOTION HEARING scheduled for 05/23/2016 at 8:30 am has been rescheduled as follows:  Event: MISCELLANEOUS MOTION HEARING Date: 06/06/2016 Time: 8:30 am Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  ANGE MTN FOR STAY OF PAROLE ORDER  Result: HELD - TAKEN UNDER ADVISEMENT		
05/23/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=33267265)		
05/25/2016	LETTER	LETTER FROM MICHIGAN PAROLE BOARD TO KERRY ANGE		
05/31/2016	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE (OBDH=33514902) CERTIFICATE OF SERVICE		
05/31/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33514892)		

EXHIBIT  
3

Date	Description	Docket Text	Amount Owed	Amount Due
05/31/2016	MOTION:	MOTION: (OBDH=33514903) MICHIGAN PAROLE BOARD'S MOTION TO INTERVENE		
05/31/2016	MOTION FEE	MOTION FEE Filing Fee mt Receipt: Date: 5/31/2016 2:21:48 PM Receipt: 898709 Date: 06/14/2016 Receipt: 899389 Date: 06/15/2016 Receipt: 902233 Date: 06/24/2016 Receipt: 927765 Date: 09/16/2016	\$20.00	\$0.00
05/31/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33514896)		
05/31/2016	BRIEF IN SUPPORT OF MOTION	BRIEF IN SUPPORT OF MOTION (OBDH=33514901) BRIEF IN SUPPORT OF MOTION		
05/31/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33514894)		
05/31/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33514899)		
06/03/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=33675837)		
06/03/2016	ORDER SIGNED:	ORDER SIGNED: (OBDH=33514900) ORDER AS TO INTERVENTION - SIGNED MICHIGAN PAROLE BOARD SHALL HAVE STATUS OF APPELLEE-INTERVENOR		
06/03/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=33675837)		
06/06/2016	HELD - TAKEN UNDER ADVISEMENT	HELD - TAKEN UNDER ADVISEMENT The following event: MISCELLANEOUS MOTION HEARING scheduled for 06/06/2016 at 8:30 am has been resulted as follows:  Result: HELD - TAKEN UNDER ADVISEMENT Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  HELD ON THE RECORD COURT REPORTER: VIDEO Certificate #:		
06/06/2016	ORDER SIGNED:	ORDER OF ADVISEMENT AND SUPPLEMENTATION - SIGNED		
06/07/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=33772843)		
06/10/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=33935775) AMENDED PROOF OF SERVICE WITH ATTACHMENTS		
06/10/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33935767)		
06/10/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=34036759) E-FILING FEE mt Receipt: Date: 6/14/2016 8:09:59 AM Receipt: 948450 Date: 11/22/2016	\$5.00	\$0.00
06/10/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=33935774) AMENDED EMERGENCY MTN AND AFFIDAVIT FOR TEMPORARY STAY OF PAROLE ORDER		
06/10/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33935771)		
06/13/2016	MOTION:	MOTION: (OBDH=33991869) MICHIGAN PAROLE BOARD'S MOTION TO SEAL DOCUMENT		
06/13/2016	MOTION FEE	MOTION FEE Filing Fee mt Receipt: Date: 6/13/2016 3:41:59 PM Receipt: 928521 Date: 09/20/2016 Receipt: 933937 Date: 10/06/2016 Receipt: 935531 Date: 10/12/2016 Receipt: 937281 Date: 10/17/2016	\$20.00	\$0.00
06/13/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33991857)		
06/13/2016	BRIEF IN SUPPORT	BRIEF IN SUPPORT (OBDH=33991866) BRIEF IN SUPPORT OF MICHIGAN PAROLE BOARD'S MOTION TO SEAL DOCUMENT		
06/13/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33991856)		
06/13/2016	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE (OBDH=33991868) CERTIFICATE OF SERVICE		
06/13/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33991858)		
06/13/2016	RESPONSE TO MOTION	RESPONSE TO MOTION (OBDH=33991865) RESPONSE/SUPPLEMENTAL DOCUMENTS RELATED TO APPELLANT'S DELAYED APPLICATION FOR LEAVE TO APPEAL		

Date	Description	Docket Text	Amount Owed	Amount Due
06/13/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33991852)		
06/13/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=33991867) PROPOSED ORDER TO SEAL A DOCUMENT		
06/13/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=33991855)		
06/14/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=34051030) EXHIBIT TO DELAYED APPLICATION FOR LEAVE TO APPEAL PAROLE BOARD DECISION		
06/14/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=34051045)		
06/14/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=34100178) E-FILING FEE mt Receipt: Date: 6/15/2016 10:55:10 AM Receipt: 950993 Date: 12/02/2016	\$5.00	\$0.00
06/22/2016	REQUEST FOR HEARING ON A MOTION; NOTICE OF HEARING; PROOF OF SERVICE	REQUEST FOR HEARING ON A MOTION; NOTICE OF HEARING; PROOF OF SERVICE (OBDH=34355394) REQUEST FOR HEARING ON A MOTION; NOTICE OF HEARING; PROOF OF SERVICE		
06/22/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=34355392)		
06/22/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=34480711) E-FILING FEE mt Receipt: Date: 6/24/2016 9:53:04 AM Receipt: 954796 Date: 12/14/2016	\$5.00	\$0.00
06/23/2016	MISCELLANEOUS MOTION HEARING SCHEDULED	MISCELLANEOUS MOTION HEARING SCHEDULED Event: (E) MISCELLANEOUS MOTION HEARING Date: 07/11/2016 Time: 8:30 am Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  LANGSCHWAGER (SEAL DOC)  Result: MOTION GRANTED		
07/11/2016	MOTION GRANTED	MOTION GRANTED, EX 4 TO MI PAROLE BOARD RESPONSE/SUPPLEMENTAL DOCUMENTS RELATED TO APPELLANTS DELYED APPLICATION FOR LEAVE TO APPEAL IS SEALED FROM PUBLIC - OTE The following event: (E) MISCELLANEOUS MOTION HEARING scheduled for 07/11/2016 at 8:30 am has been resulted as follows:  Result: MOTION GRANTED Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  HELD ON THE RECORD COURT REPORTER: VIDEO Certificate #:		
07/11/2016	ORDER SIGNED:	ORDER SEALING EXHIBIT - SIGNED (COPIES OF THIS ORDER MAILED TO SCAO & MI SUPREME COURT CLERK PER MCR 8.119-ON 7/28/16)		
07/13/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=35158315)		
07/27/2016	OPINION & ORDER SIGNED	OPINION & ORDER ON APPELLANT TIFFANY HENDERSON MOTION FOR A STAY OF THE MI PAROLE BOARD'S PAROLE OF RICHARD ALLEN McBRAYER, FOR REASONS SET FORTH, APPELLANT TIFFANY HENDERSON'S MTN FOR A STAY OF MI PAROLE BOARD'S PAROLE OF RICHARD ALLEN McBRAYER IS DENIED-SIGNED KAV (DOES NOT CLOSE)		
07/27/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=35890656)		
07/27/2016	DOCUMENT FILED:	***FILED UNDER SEAL*** (IN HARD COPY WITHIN SEALED ENVELOPE IN COURT FILE) PER ORDER OF 7/11/16: EXHIBIT 4 TO RESPONSE/SUPPLEMENTAL DOCUMENTS RELATED TO APPELLANT'S DELAYED APPLICATION FOR LEAVE TO APPEAL		
08/01/2016	ORDER SIGNED:	SCHEDULING ORDER SETTING ORAL ARGUMENTS-SGD KAV		
08/01/2016	ORAL ARGUMENTS SCHEDULED	ORAL ARGUMENTS SCHEDULED Event: ORAL ARGUMENTS Date: 08/16/2016 Time: 1:30 pm Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  Result: HELD-CIVIL		
08/02/2016	CASE NOTE:	CASE NOTE: COPY OF ORDER DTD 8/1/2016 MAILED TO DEFT/APPELLEE		
08/02/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=36137084)		

Date	Description	Docket Text	Amount Owed	Amount Due
08/02/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=36138285)		
08/16/2016	HELD:	HELD BFR JMB IN ABS OF KAV, MOTION FOR A DELAYED APP FOR LEAVE TO APPEAL IS GRANTED, MOTION TO SEAL VICTIM MATERIAL IS GRANTED - OTE The following event: ORAL ARGUMENTS scheduled for 08/16/2016 at 1:30 pm has been resulted as follows:  Result: HELD-CIVIL Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  HELD ON THE RECORD COURT REPORTER: VIDEO Certificate #:		
08/16/2016	ORDER SIGNED:	ORDER OF GRANTING DELAYED APPLICATION FOR LEAVE TO APPEAL AND SEALING VICTIM MATERIAL - SIGNED JMB/KAV		
08/16/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=36685159)		
09/15/2016	APPELLEE BRIEF	APPELLEE BRIEF (OBDH=37967439) APPELLEE BRIEF - APPEAL OF PAROLD BOARD DECISION (ORAL ARGUMENTS REQUESTED)		
09/15/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=37967436)		
09/15/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=38010211) E-FILING FEE mt Receipt: Date: 9/16/2016 9:03:05 AM Receipt: 956247 Date: 12/19/2016	\$5.00	\$0.00
09/19/2016	APPELLANT BRIEF	APPELLANT BRIEF (OBDH=38062968) APPEAL OF PAROLE BOARD DECISION ***ORAL ARGUMENT REQUESTED***		
09/19/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38062967)		
09/19/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=38110174) E-FILING FEE mt Receipt: Date: 9/20/2016 9:02:08 AM Receipt: 961849 Date: 01/12/2017	\$5.00	\$0.00
09/23/2016	IMAGE OF EVENT NOTICE SENT	IMAGE OF EVENT NOTICE SENT  (N) HEARING NOTICE Sent on: 09/23/2016 14:21:57.78		
09/23/2016	ORAL ARGUMENTS SCHEDULED	ORAL ARGUMENTS SCHEDULED Event: ORAL ARGUMENTS Date: 10/24/2016 Time: 1:30 pm Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  Result: HELD-CIVIL		
09/23/2016	IMAGE OF EVENT NOTICE SENT	IMAGE OF EVENT NOTICE SENT  (N) HEARING NOTICE Sent on: 09/23/2016 14:37:48.93		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698128) ATTACHMENT 2 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698094)		
10/03/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=38924017) E-FILING FEE mt Receipt: Date: 10/6/2016 10:46:43 AM Receipt: 965182 Date: 01/23/2017	\$5.00	\$0.00
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698115) ATTACHMENT 10 MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698106)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698116) ATTACHMENT 14 MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698172)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698118) ATTACHMENT 13 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		

Date	Description	Docket Text	Amount Owed	Amount Due
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698176)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698119) ATTACHMENT 11 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698174)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698117) ATTACHMENT 15 MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698168)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698120) ATTACHMENT 8 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698107)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698121) ATTACHMENT 9 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698097)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698122) ATTACHMENT 4 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698111)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698123) ATTACHMENT 3 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698101)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698125) ATTACHMENT 12 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698173)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698127) ATTACHMENT 6 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698113)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698130) ATTACHMENT 7 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698110)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698132) ATTACHMENT 1 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698109)		
10/03/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=38698131) ATTACHMENT 5 TO MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698112)		
10/03/2016	APPELLEE BRIEF	APPELLEE BRIEF (OBDH=38698134) MICHIGAN PAROLE BOARD'S BRIEF IN SUPPORT OF AFFIRMATION, ORAL ARGUMENT REQUESTED		
10/03/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=38698105)		
10/11/2016	CERTIFICATE OF SERVICE	CERTIFICATE OF SERVICE (OBDH=39074751) CERTIFICATE OF SERVICE		

ate	Description	Docket Text	Amount Owed	Amount Due
10/11/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=39074750)		
10/11/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=39245500) E-FILING FEE mt Receipt: Date: 10/12/2016 11:30:10 AM Receipt: 967936 Date: 01/30/2017	\$5.00	\$0.00
10/14/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=39380002) PROOF OF SERVICE - APPELLANT'S BRIEF ON APPEAL TO RICHARD MCBRAYER ON 9-15-16		
10/14/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=39380000)		
10/14/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=39553363) E-FILING FEE mt Receipt: Date: 10/17/2016 10:41:43 AM	\$5.00	\$5.00
10/21/2016	DOCUMENT FILED:	3-ENVELOPES OF SEALED DOCUMENTS R/F IN HARD COPY WITHIN SEALED ENVELOPES IN COURT FILE		
10/24/2016	HELD:	HELD: ORAL ARGUMENTS HEARD; CT TAKING UNDER ADVISEMENT TO ISSUE OPINION The following event: ORAL ARGUMENTS scheduled for 10/24/2016 at 1:30 pm has been resulted as follows:  Result: HELD-CIVIL Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  HELD ON THE RECORD COURT REPORTER: VIDEO Certificate #:		
10/24/2016	OPINION TO ENTER	OPINION TO ENTER		
11/18/2016	OPINION & ORDER SIGNED	OPINION & ORDER ON APPELLANT TIFFANY HENDERSON APPEALS BY LEAVE GRANTED THE MI PAROLE BOARD'S DECISION TO PAROLE RICHARD ALLEN MCBRAYER, FOR REASONS STATED, MI PAROLE BOARDS DECISION TO PAROLE RICHARD ALLEN MCBRAYER IS REVERSED-SIGNED KAV		
11/18/2016	PROOF OF SERVICE	PROOF OF SERVICE (OBDH=40816882)		
11/21/2016	MOTION:	MOTION: (OBDH=40885801) EMERGENCY MTN FOR IMMEDIATE EFFECT OF JUDGMENT		
11/21/2016	MOTION FEE	MOTION FEE Filing Fee mt Receipt: Date: 11/21/2016 4:28:49 PM Receipt: 948450 Date: 11/22/2016	\$20.00	\$0.00
11/21/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=40885799)		
11/21/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=40933941) E-FILING FEE mt Receipt: Date: 11/22/2016 3:10:32 PM	\$5.00	\$5.00
11/22/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=40934557) ATTACHMENT 3		
11/22/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=40934596)		
11/22/2016	ANSWER TO MOTION	ANSWER TO MOTION (OBDH=40934560) APPELLEE-INTERVENOR MICHIGAN PAROLE BOARD'S ANSWER AND BRIEF IN OPPOSITION TO APPELLANT'S MOTION FOR IMMEDIATE EFFECT WITH ALTERNATIVE REQUEST TO STAY PENDING APPEAL		
11/22/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=40934553)		
11/22/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=41835414) E-FILING FEE mt Receipt: Date: 12/2/2016 9:45:08 AM	\$5.00	\$5.00
11/22/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=40934558) ATTACHMENT 1		
11/22/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=40934555)		
11/22/2016	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=40934559) ATTACHMENT 2		
11/22/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=40934554)		
12/07/2016	E-FILED REQUEST FOR HEARING	E-FILED REQUEST FOR HEARING (OBDH=42168991) E-FILED REQUEST FOR HEARING, NTC OF HRG & PRF OF SRVC		
12/07/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=42169040)		

Date	Description	Docket Text	Amount Owed	Amount Due
12/07/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=42506786) E-FILING FEE mt Receipt: Date: 12/14/2016 10:30:21 AM	\$5.00	\$5.00
12/13/2016	RE-NOTICE OF HEARING	RE-NOTICE OF HEARING (OBDH=42449868) RE-NOTICE OF HEARING		
12/13/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=42449867)		
12/13/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=42685523) E-FILING FEE mt Receipt: Date: 12/19/2016 1:10:21 PM	\$5.00	\$5.00
12/14/2016	HEARING: MTN TO ENFORCE JUDGMENT SCHEDULED	HEARING: MTN TO ENFORCE JUDGMENT SCHEDULED Event: (E) MTN TO ENFORCE JUDGMENT Date: 01/03/2017 Time: 8:30 am Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR  ANGE  Result: MOTION HEARING ADJOURNED		
12/15/2016	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED		
12/27/2016	E-FILED REQUEST FOR HEARING	E-FILED REQUEST FOR HEARING (OBDH=42892342) E-FILED REQUEST FOR HEARING, RENOTICE OF HEARING		
12/27/2016	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=42892340)		
12/27/2016	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=44158090) E-FILING FEE mt Receipt: Date: 1/12/2017 2:00:33 PM	\$5.00	\$5.00
01/05/2017	MOTION HEARING ADJOURNED	MOTION HEARING ADJOURNED TO 1/17/17 AT 830 AM PER ATTY ANGE The following event: (E) MTN TO ENFORCE JUDGMENT scheduled for 01/03/2017 at 8:30 am has been resulted as follows:  Result: MOTION HEARING ADJOURNED Judge: VIVIANO, KATHRYN A Location: COURTROOM 2 SW - 2ND FLOOR		
01/05/2017	HEARING: MTN TO ENFORCE JUDGMENT SCHEDULED	HEARING: MTN TO ENFORCE JUDGMENT SCHEDULED  The following event: (E) MTN TO ENFORCE JUDGMENT scheduled for 01/03/2017 at 8:30 am has been rescheduled as follows:  Event: (E) MTN TO ENFORCE JUDGMENT Date: 01/17/2017 Time: 8:30 am Judge: VIVIANO, KATHRYN A Location: CIRCUIT COURT BUILDING - 2ND FLOOR - COURT ROOM 4  ANGE  Result: FAILURE TO APPEAR FOR MOTION		
01/13/2017	E-FILED REQUEST FOR HEARING	E-FILED REQUEST FOR HEARING (OBDH=44197496) E-FILED REQUEST FOR HEARING; NTC OF HRG; PRF OF SVC		
01/13/2017	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=44197492)		
01/13/2017	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=44447639) E-FILING FEE mt Receipt: Date: 1/23/2017 8:28:26 AM	\$5.00	\$5.00
01/19/2017	FAILURE TO APPEAR FOR MOTION	FAILURE TO APPEAR FOR MOTION The following event: (E) MTN TO ENFORCE JUDGMENT scheduled for 01/17/2017 at 8:30 am has been resulted as follows:  Result: FAILURE TO APPEAR FOR MOTION Judge: VIVIANO, KATHRYN A Location: CIRCUIT COURT BUILDING - 2ND FLOOR - COURT ROOM 4		
01/21/2017	HEARING: MTN TO ENFORCE JUDGMENT SCHEDULED	HEARING: MTN TO ENFORCE JUDGMENT SCHEDULED Event: (E) MTN TO ENFORCE JUDGMENT Date: 02/13/2017 Time: 8:30 am Judge: VIVIANO, KATHRYN A Location: CIRCUIT COURT BUILDING - 2ND FLOOR - COURT ROOM 4  ANGE-LANGSCHWAGER  Result: FAILURE TO APPEAR FOR MOTION		
01/24/2017	DOCUMENT FILED:	DOCUMENT FILED: (OBDH=44502657) CPY OF COURT OF APPEALS ORDER W/COVER LTF FROM ATTY GENERALS OFS		

Date	Description	Docket Text	Amount Owed	Amount Due
01/24/2017	TRUEFILING PROOF OF SERVICE	TRUEFILING PROOF OF SERVICE (OBDH=44502655)		
01/24/2017	E-FILING FEE WITH SERVICE	E-FILING FEE WITH SERVICE (OBDH=44734881) E-FILING FEE mt Receipt: Date: 1/30/2017 8:18:19 AM	\$5.00	\$5.00
02/02/2017	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED		
02/13/2017	FAILURE TO APPEAR FOR MOTION	FAILURE TO APPEAR FOR MOTION The following event: (E) MTN TO ENFORCE JUDGMENT scheduled for 02/13/2017 at 8:30 am has been resulted as follows:  Result: FAILURE TO APPEAR FOR MOTION Judge: VIVIANO, KATHRYN A Location: CIRCUIT COURT BUILDING - 2ND FLOOR - COURT ROOM 4		
04/11/2017	SENT TO COURT OF APPEALS	SENT TO COURT OF APPEALS - CERT ROA, COMPLETE (2) VOLUMES OF FILES, AND RECEIPT.		
04/11/2017	USPS TRACKING RECEIPT R/F IN FILE	USPS TRACKING RECEIPT R/F IN FILE - 9114 9014 9645 0973 6762 89		
04/20/2017	RECEIPT RETURNED FRM COURT OF APPEALS	RECEIPT RETURNED FRM COURT OF APPEALS		
09/07/2017	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED	COPY OF ORDER FROM COURT OF APPEALS RECEIVED/FILED		
04/10/2018	CIRCUIT COURT FILE RETURNED FROM MICHIGAN SUPREME COURT	CIRCUIT COURT FILE RETURNED FROM MICHIGAN SUPREME COURT CERT. ROA COMPLETE (2) VOLUME FILE RECEIPT		
04/10/2018	COPY OF SUPREME COURT RECEIPT	COPY OF SUPREME COURT RECEIPT		

**Party Information****MICHIGAN PAROLE BOARD - INTERVENING APPELLEE**

DOB  
DOD  
Disposition  
Disp Date

Alias

**Party Attorney**

Attorney LANGSCHWAGER, H  
STEVEN  
Bar Code 52380

[More Party Information](#)**HENDERSON, TIFFANY - APPELLANT**

DOB  
DOD  
Disposition  
Disp Date

Alias

**Party Attorney**

Attorney ANGE, KERRY  
Bar Code 64777

[More Party Information](#)**MCBRAYER, RICHARD - APPELLEE**

DOB  
DOD  
Disposition  
Disp Date

Alias

**Party Attorney**

Attorney PRO PER  
Bar Code 99998

[More Party Information](#)**Events**

Date/Time	Location	Type	Result	Event Judge
05/23/2016 08:30 AM	COURTROOM 2 SW - 2ND FLOOR	MISCELLANEOUS MOTION HEARING	MOTION HEARING ADJOURNED	VIVIANO, KATHRYN A

Date/Time	Location	Type	Result	Event Judge
06/06/2016 08:30 AM	COURTROOM 2 SW - 2ND FLOOR	MISCELLANEOUS MOTION HEARING	HELD - TAKEN UNDER ADVISEMENT	VIVIANO, KATHRYN A
07/11/2016 08:30 AM	COURTROOM 2 SW - 2ND FLOOR	(E) MISCELLANEOUS MOTION HEARING	MOTION GRANTED	VIVIANO, KATHRYN A
08/16/2016 01:30 PM	COURTROOM 2 SW - 2ND FLOOR	ORAL ARGUMENTS	HELD-CIVIL	VIVIANO, KATHRYN A
10/24/2016 01:30 PM	COURTROOM 2 SW - 2ND FLOOR	ORAL ARGUMENTS	HELD-CIVIL	VIVIANO, KATHRYN A
01/03/2017 08:30 AM	COURTROOM 2 SW - 2ND FLOOR	(E) MTN TO ENFORCE JUDGMENT	MOTION HEARING ADJOURNED	VIVIANO, KATHRYN A
01/17/2017 08:30 AM	CIRCUIT COURT BUILDING - 2ND FLOOR - COURT ROOM 4	(E) MTN TO ENFORCE JUDGMENT	FAILURE TO APPEAR FOR MOTION	VIVIANO, KATHRYN A
02/13/2017 08:30 AM	CIRCUIT COURT BUILDING - 2ND FLOOR - COURT ROOM 4	(E) MTN TO ENFORCE JUDGMENT	FAILURE TO APPEAR FOR MOTION	VIVIANO, KATHRYN A

### Financial Summary

Cost Type	Amount Owed	Amount Paid	Amount Adjusted	Amount Outstanding
FILING FEE	\$250.00	\$210.00	\$0.00	\$40.00
MOTION FEE	\$60.00	\$60.00	\$0.00	\$0.00
	<b>\$310.00</b>	<b>\$270.00</b>	<b>\$0.00</b>	<b>\$40.00</b>

### Receipts

Receipt Number	Receipt Date	Received From	Payment Amount
888454	05/09/2016	HENDERSON, TIFFANY	\$175.00
898709	06/14/2016	KERRYANGE2629563	\$5.00
899389	06/15/2016	KERRYANGE2629563	\$5.00
902233	06/24/2016	MICHIGANDEPARTM1235747	\$5.00
927765	09/16/2016	KERRYANGE2629563	\$5.00
928521	09/20/2016	KERRYANGE2629563	\$5.00
933937	10/06/2016	MICHIGANDEPARTM1235747	\$5.00
935531	10/12/2016	MICHIGANDEPARTM1235747	\$5.00
937281	10/17/2016	KERRYANGE2629563	\$5.00
948450	11/22/2016	KERRYANGE2629563	\$25.00
950993	12/02/2016	FEES WAIVED	\$5.00
954796	12/14/2016	KERRYANGE2629563	\$5.00
956247	12/19/2016	KERRYANGE2629563	\$5.00
961849	01/12/2017	KERRYANGE2629563	\$5.00
965182	01/23/2017	KERRYANGE2629563	\$5.00
967936	01/30/2017	FEES WAIVED	\$5.00
			<b>\$270.00</b>

### Case Disposition

Disposition	Date	Case Judge
ORDER ENTERED	11/18/2016	VIVIANO, KATHRYN A

This envelope is made from post-consumer waste. Please recycle - again.

PS

Expected Delivery Day: 04/13/2018  
USPS TRACKING NUMBER



9505 5107 4552 8101 3449 37

PRESS FIRMLY TO SEAL



U.S. POSTAGE  
CALIFORNIA, MI  
APR 13 2018  
AMOUNT  
\$6.70  
R2304H107797-12

PRICE  
FRO ★ MAIL ★ 4118 &

FROM: William Sim Spencer  
15283 Wadlin Road  
Thompsonville, MI 49683

RECEIVED  
APR 13 2018  
CLERKS OFFICE  
U.S. DISTRICT COURT

TO: U.S. DISTRICT COURT  
331 W. Lafayette Blvd.  
Detroit, MI 48226

- DATE OF DELIVERY SPECIFIED \*
- USPS TRACKING™ INCLUDED \*
- INSURANCE INCLUDED \*
- PICKUP AVAILABLE \*

\* Domestic only

WHEN USED INTERNATIONALLY,  
A CUSTOMS DECLARATION  
LABEL MAY BE REQUIRED.



PS00001000014

EPLAF July 2013  
OD: 12.5 x 9.5

VISIT US AT USPS.COM®  
ORDER FREE SUPPLIES ONLINE



Label 226, March 2016

FOR DOMESTIC AND INTERNATIONAL USE

**CIVIL COVER SHEET FOR PRISONER CASES**

<b>Case No.</b> <u>18-11186</u>		<b>Judge:</b> <u>Judith E. Levy</u>		<b>Magistrate Judge:</b> <u>Anthony P. Patti</u>	
<b>Name of 1<sup>st</sup> Listed Plaintiff/Petitioner:</b> RICHARD ALLEN MCBRAYER			<b>Name of 1<sup>st</sup> Listed Defendant/Respondent:</b> JEREMY BUSH		
<b>Inmate Number:</b> 235965			<b>Additional Information:</b>		
<b>Plaintiff/Petitioner's Attorney and Address Information:</b>					
<b>Correctional Facility:</b> Charles Egeler Reception and Guidance Center 3855 Cooper Street Jackson, MI 49201-7547 JACKSON COUNTY					

**BASIS OF JURISDICTION**

- ☐ 2 U.S. Government Defendant  
☒ 3 Federal Question

**ORIGIN**

- ☒ 1 Original Proceeding  
☐ 5 Transferred from Another District Court  
☐ Other:

**NATURE OF SUIT**

- ☒ 530 Habeas Corpus  
☐ 540 Mandamus  
☐ 550 Civil Rights  
☐ 555 Prison Conditions

**FEE STATUS**

- ☐ IFP *In Forma Pauperis*  
☒ PD Paid

**PURSUANT TO LOCAL RULE 83.11****1. Is this a case that has been previously dismissed?**

- ☐ Yes      ☒ No

➤ If yes, give the following information:

Court: \_\_\_\_\_

Case No: \_\_\_\_\_

Judge: \_\_\_\_\_

**2. Other than stated above, are there any pending or previously discontinued or dismissed companion cases in this or any other court, including state court? (Companion cases are matters in which it appears substantially similar evidence will be offered or the same or related parties are present and the cases arise out of the same transaction or occurrence.)**

- ☐ Yes      ☒ No

➤ If yes, give the following information:

Court: \_\_\_\_\_

Case No: \_\_\_\_\_

Judge: \_\_\_\_\_